IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CIVIL APPLICATION NO.2859 OF 2006
(FOR CONDONATION OF DELAY)
IN
FIRST APPEAL ST.NO.6758 OF 2006

The Oriental Insurance Co.Ltd. .. Appellant
v/s.
Smt.Chandan Mahesh Uhat w/o. Late
Shri Mahesh J. Uchat and others. .. Respondents

Mr.J.S.Chandnani for the appellant.

Mr.K.D.Kagtala for the respondent Nos.1 to 3.

CORAM : R.M.LODHA &
S.J.VAZIFDAR, JJ.

DATED : 11TH JULY, 2006.

P.C.

Heard Mr.J.S.Chandnani, advocate for the appellant and Mr.K.D.Kagtala, advocate for the respondent Nos.1 to 3.

2. On 27th June, 2006, time was granted to the advocate for the respondent Nos.1 to 3 for filing reply to the civil application. No reply affidavit has been filed. Thus, the facts stated in the civil

application remain untraversed and uncontroverted.

3. Having considered the civil application, we are of the view that the cause set out constitutes sufficient cause within the meaning of Section 5 of the Limitation Act. We, accordingly, condone the delay in filing the appeal. Office is directed to process the appeal and post it for admission as soon as numbered.

Civil application stands disposed of.

(R.M.LODHA, J.)

(S.J.VAZIFDAR, J.)